

### REMARKS

Claims 35-46 are currently pending. Claims 1-34 are cancelled without prejudice. Claims 35-46 are new. No new matter has been added.

A Request for Continued Examination is being filed concurrently with this Response.

New claims 35-46 more particularly points out a described device in the specification as-filed. Support for claims 35-46 appears, *inter alia*, at pages 6, 9-10, and 15, and Figs. 1-3 of the specification as-filed. Applicants respectfully submit that the subject matter of claim 35, and its dependent claims 36-46, are not described, suggested, or taught by the prior art, particularly U.S. Patent No. 5,536,267 to Edwards *et al.*, U.S. Patent No. 5,702,359 to Hoffman *et al.*, or U.S. Patent No. 6,241,701 to Hoffman *et al.* More specifically, none of these references describe, suggest, or teach a "lumen [that] is configured to receive a therapeutic substance; and wherein at least a portion of at least one injury effector passes through, and is electrically isolated from, the portion of the lumen configured to receive a therapeutic substance." No new matter has been added.

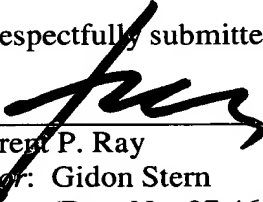
### CONCLUSION

It is believed that claims 35-46 are in condition for allowance.

A one-month extension fee in the amount of \$120 is believed due for this Response. Should any addition fees be required, please charge such fees to Jones Day Account No. 503013.

Respectfully submitted,

Date: May 31, 2005

  
Brent P. Ray  
For: Gidon Stern  
(Reg. No. 27,469)

54,390  
(Reg. No.)

**JONES DAY**  
222 East 41st Street  
New York, New York 10017  
(212) 326-3939